G. R. S. 58]

Previous references.
CB. 104-24-148
CB. 104-24-206
CB. 104-24-1
CB. 277-4-182
CB. 281-21-1107

Later references.

1924-5
(CB)

File No. 104/24
Serial Nos. 9 & 10

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 9 & 10

Part B for May 1925

SUBJECT

Representation of Mr. S. Narayana Rao, Assistant Commissioner, for ~~promotion~~ lien on the Assistant Secretary's post.

To

Mr. S. Narayana Rao, M.A.
Asst. Comm., Gubbi Sub Div
Thro' the Revenue Comm.
No. 2587 Dy 12/5/25

States that Mr. S. Narayana Rao's request cannot be sanctioned.

General and Revenue Secretariat. C.B. File No. 104 of 1929.

Serial No.	
9	From Mr. S. Narayana Rao, Asst. Comr (on leave), letter dt 28.3.29. Requests that he may be allowed to have a lien on the Asst. Secretary's post till he joins the appointment to which he may be posted and allowed to draw duty allowance during the period. Mr. Narayana Rao was first given 20 days privilege leave from 12th June 28 as Assistant Secretary to Govt. Before the expiry of this leave, he was transferred as Personal Asst. to the Deputy Comr, Bangalore Dist. (to join on the expiry of leave). Subsequently he got his leave extended first by one month and afterwards by seven weeks more. In the subsequent notifications granting him extensions of leave his designation is given as Personal Asst. to the Deputy Comr, Bangalore Dist. The Comptroller's objection that Mr. Narayana Rao can have no lien on the appointment of Asst. Secretary to Govt from the date of the Govt Notifn posting him as Personal Asst. to the Dep. Commissioner, Bangalore, seems to be correct under para 31 of the Mysore Account Code, Vol IV, Part I, wherein it is stated that in the case of an officer on privilege leave, it is necessary to see that he has been in charge of the

NOTE—Contn. Sheet

Serial No.

post the pay of which he claims on such terms as to give him a right to resume charge at once. It is thus clear that Mr. Narayana Rao can have no lien on the Asst. Secretary's post from 29.1.25. It is not necessary that he should have lien on any particular appointment during the period of his leave. Officers on leave will be counted against the 'Reserve' provided for in the C.S. cadre.

Mr. Narayana Rao quotes Mr. Appamiengar's case as a precedent. Under the rules the Audit Office should not have allowed him to draw duty allowance during the period of his leave

Submd for orders.

6.4.25. Mr. Narayana Rao had in the first instance taken four months' leave he would have drawn duty allce for the whole period

That he applied for a shorter period should not be a ground for depriving him of the allce. If this cannot be so it would only mean that each officer in his position whether they need 10 days' leave only or four months' leave

General and Revenue Secretariat. File No. of 19. 1599

Serial No.

leave in full should apply for the full period of leave they are entitled to and for no shorter period.

Mr Appenmely's case was given duty allce in similar circumstances Mr J. Menezes case may be given me allce as he was drawing also.

The Fe sects may be consulted if it is considered that there is some ground for granting Mr N Rao's request.

7/4

(Chiefs) Vs. Opinion of the Fe sects may be taken.

16-4-25

Fe 23/4/25

Fe dec 4)

Fe Secy)

17-4-25

Please see Article 172 M.S.R. The case would not have been me different had the officer taken the whole period of leave once for all. The point material for deciding his case is, whether during the time he was on leave, his lien was, or, was not transferred to another appointment. The facts of the case show that it was decided that he was not to revert to the Secretariat. In this view, the retrenchment made by the Comptroller is correct. If, however, the intention was that

NOTE—Contn. Sheet

CB File No. 104 of 1924 1579 General and Revenue Secretariat.

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that he was to revert to the Secretariat and that this intention was altered only after his leave expired, the case would be different and his claim to duty allowance would be admissible.

Chief Secty

Mr. Narayana Rao's transfer was notified before the expiry of his first period of privilege leave of 20 days. So, the condition described in the last portion of the H. Secy's note did not exist, & Mr. Narayana Rao would not be entitled to the Duty Allce. Mr. N. may be informed accdly.

Secy. Yes. 25.4.25

Draft reply submitted

Chief Secy

Endt. No. 587 dt. 12.5.25

States that Mr. Narayana Rao's request cannot be sanctioned.

EB-1579

"Sri Rama Vilas"
Basavangudi
Bangalore City
8.3.1925

C.B
30.3.25

From

C.B. 104-24

S. Narayana Rao
asst. Court on leave

To

B. Ramaswamaiya Esq BA. BL
Chief Secy to Govt

Sir,

I have the honour to forward herewith Comptroller's memo no 669 dated the 3rd inst disallowing my daily allowance from the 29th January 1925, the date of the Govt notification posting me as personal assistant to the Deputy Commissioner, Bangalore Dist, on the ground that I had lost my lien from that date, on the assistant Secretary's appointment. I had and I state as follows

I was entitled to four months' privilege leave in January last. When I was granted twenty days privilege leave (vide Govt notification no 1670/C.B 104-24 dated the 10th January 1925) and I was drawing under the Mysore Service Regulations my pay as asst Court and the daily allowance of Rs 5/-. I had been drawing as assistant Secy to Govt. I applied for the entire period of privilege leave I was entitled to and obtained sanction thereto

As at first I required only short leave I applied for 20 days' leave but later on, circumstances having altered I withdrew it excluding first by one month vide No. F. 1849/CB 104-24 dated the 4th Feb 1925 and subsequently by seven weeks (vide No. F. 2088/CB 104-24-8 dated the 28th Feb 25) vide my 20th proximo.

It will thus be seen that although I have not joined my permanent asst's appointment the posting has affected me adversely by depriving me of my duty allowance which I would have got otherwise. I learn that some other officer has since been posted as personal asst to the Dr. Bangalore and the result of this will be that I will have to join in any particular appointment like I am posted to some other appointment.

I request that in these circumstances I may be considered as having a lien on the asst Surg's appointment like I join in appointment to which I may be posted & allowed to draw duty allowance during this period. I learn that some are precedents in my favour and that Mr S. A. Appanniengar was allowed to draw such allowance in similar or even worse circumstances.

I have the honour to be,
Sir,
Your most obedient servant
S. Narayana Rao
asst Surgeon

Gazetted Audit Department.

(To be attached to the audited bill. or the cheque, delivered to the Token-holder.)

Token Bill No. 669.

COMPTROLLER'S OFFICE,

Bangalore, dated 3 · 3 · 1925.

The bill for Rs. 214 · 1 – 0 of Mr. S. Narayana Rao
Asst Commissioner, on leave.

received for Pre-audit has been passed for Rs. 209 · 5 – 0 and Rs. 4 · 12 – 0, being duty allowance drawn at Rs 50/- pm from 29th to 31st January 25 – less income tax duty thereon has been disallowed ~~added on the grounds that~~ since the same is not admissible with effect from the 29th January 25, he having no lien on the appointment of Asst Secretary to Govt. vide G.O. No. 1794 CB 123-24-8 dated 29 · 1 · 25 posting him as personal Asst to the Deputy Commissioner, Bangalore Dt

M. Viraraja Urs
Assistant Comptroller.

To

The S. Narayana Rao Esqr.
Asst Commissioner, on leave
Through the Bank of Mysore, Ltd.

COM255C-200-16.11.23

G. R. S. VI—G/32]

SUBJECT...

Diary No. of letter replied to—

Section C B.
File No. 104-24
Serial No 10

General and Revenue Secretariat

No. 2587

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Date of issue 12th May 194

Signed by Sri M Venkatesa Iyengar.

To

Mr. S. Narayana Rao,
Asst Com^r, Guntur Sub Dn.
(thro' the Rev Com^r)
on Deputation

With reference to his representation dated 8th March 25 requesting that he may be allowed to have a lien on the Asst. Secretary's appointment till he joins the appointment to which he was posted on the expiry of his privilege leave and permitted to draw during the period of his leave the duty allowance attached to the post of Asst. Secy to Govt, Mr. Narayana Rao

the grant of Mrs. allee as requested

is informed that ~~his request~~ is not admissible under the Rules and cannot therefore be sanctioned.

By order,

10/5/25

Chief Secy.

4/5/25.

List of enclosures

Copied by

Examined by